

TWENTY-SECOND DAY

(Continued)

(Wednesday, February 23, 1955)

After Recess

The Senate met at 10:30 o'clock a. m. and was called to order by the President.

Reports of Standing Committees

By unanimous consent, Senator Ratliff submitted the following report:

Austin, Texas,
February 22, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Public Debts, Claims and Accounts, to whom was referred S. B. No. 104, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

RATLIFF, Chairman.

By unanimous consent, Senator Rogers of Travis submitted the following reports:

Austin, Texas,
February 22, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred H. B. No. 68, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

ROGERS of Travis, Chairman.

Austin, Texas,
February 22, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred S. B. No. 170, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

ROGERS of Travis, Chairman.

Austin, Texas,
February 22, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred S. B. No. 201, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

ROGERS of Travis, Chairman.

Senate Bills on First Reading

By unanimous consent the following Senate bills were introduced, read first time and referred to the committees indicated:

By Senator Willis:

S. B. No. 247, A bill to be entitled "An Act to amend Article 7009, Revised Civil Statutes of Texas, 1925, increasing the number of members of the Livestock Sanitary Commission of the State of Texas from three to nine; providing for the qualifications of each of the nine members; providing for the term of office from two to six years so that one term of office will expire in two years; providing for the appointment of a Chairman of said Commission; and providing that the present members shall continue to hold office for the terms for which they have been appointed; and declaring an emergency."

To the Committee on State Affairs.

By Senators Bracewell and Hardeman:

S. B. No. 248, A bill to be entitled "An Act to amend Chapter 478 of the General and Special Laws of Texas, 45th Legislature, Regular Session, 1937, as amended by Senate Bill No. 461, page 62, Volume I, General Laws, 46th Legislature, Regular Session, 1939, Chapter 301 of the General and Special Laws of the 47th Legislature, Regular Session, 1941, Chapters 155 and 274 of the General and Special Laws of Texas, 48th Legislature, Regular Session, 1943, Chapters 259 and 473 of the General and Special Laws of Texas, 52nd Legislature, Regular Session, 1951, said laws pertaining to Architecture and presently known as Title 10A, Articles 249a and 249b of Vernon's Revised Civil Statutes of the State of Texas so as to amend and revise the Laws of Texas relating to Architects and the Practice of Architects."

To the Committee on State Affairs.

By Senator Willis:

S. B. No. 249, A bill to be entitled

"An Act amending Article 2875, Revised Civil Statutes of 1925, so as to permit common school districts with a scholastic population of 2500 or more to requisition textbooks in the same manner as city and town superintendents; and declaring an emergency."

To the Committee on Educational Affairs.

By Senators Willis, Kazen, Fuller, Rogers of Travis, Rogers of Childress, Shireman, Secrest, Fly, Strauss, Corbin, Hazlewood, Moore, Roberts, Ratliff, Bracewell, Latimer, Ashley and Colson:

S. B. No. 250, A bill to be entitled "An Act designating the 11th day of November as Veterans Day; and declaring an emergency."

To the Committee on State Affairs.

Senate Resolution 80

By unanimous consent Senator Aikin offered the following resolution:

Whereas, Mrs. Alice Kilman is a visitor at the Capitol today, and

Whereas, Mrs. Kilman is the charming wife of Ed Kilman, Editor of the Houston Post; and

Whereas, Mrs. Kilman is an outstanding citizen of our State, and a former engrossing clerk of the House of Representatives; now, therefore, be it

Resolved, By the Senate that Mrs. Kilman be extended the privileges of the floor for today.

AIKIN
BRACEWELL

The resolution was read and was adopted.

House Concurrent Resolution 5 on Second Reading

Senator Hardeman moved that Senate Rules 38 and 116 and Section 5 of Article III of the State Constitution be suspended and that H. C. R. No. 5 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—25

Aikin	Fly
Ashley	Fuller
Bracewell	Hardeman
Colson	Hazlewood
Corbin	Kazen

Latimer
Lock
Martin
McDonald
Moore
Owen
Parkhouse
Ratliff

Roberts
Rogers
of Childress
Secrest
Shireman
Strauss
Wagonseller
Willis

Absent

Kelley
Phillips

Rogers of Travis

Absent—Excused

Lane
Moffett

Weinert

The President laid before the Senate on its second reading:

H. C. R. No. 5, Granting W. R. Lanehart permission to sue the State of Texas.

The resolution was read the second time and was adopted.

House Concurrent Resolution 19 on Second Reading

Senator Moore moved that Senate Rules 38 and 116 and Section 5 of Article III of the State Constitution be suspended and that H. C. R. No. 19 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—26

Aikin
Ashley
Bracewell
Colson
Corbin
Fly
Fuller
Hardeman
Hazlewood
Kazen
Latimer
Lock
Martin
McDonald

Moore
Owen
Parkhouse
Ratliff
Roberts
Rogers
of Childress
Rogers of Travis
Secrest
Shireman
Strauss
Wagonseller
Willis

Absent

Kelley

Phillips

Absent—Excused

Lane
Moffett

Weinert

The President laid before the Senate on its second reading:

H. C. R. No. 19, Granting permission to Ike F. Roberts and Miss Cora Roberts to sue the State of Texas and The Texas Forest Service.

The resolution was read the second time and was adopted.

House Concurrent Resolution 25 on Second Reading

Senator Bracewell moved that Senate Rules 38 and 116 and Section 5 of Article III of the State Constitution be suspended and that H. C. R. No. 25 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—26

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Ratliff
Corbin	Roberts
Fly	Rogers
Fuller	of Childress
Hardeman	Rogers of Travis
Hazlewood	Secrest
Kazen	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis
McDonald	

Absent

Kelley	Phillips
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Absent—Excused

Lane	Weinert
Moffett	

The President laid before the Senate on its second reading:

H. C. R. No. 25, Granting Tennessee Gas Transmission Company permission to bring suit against the State of Texas.

The resolution was read the second time and was adopted.

House Concurrent Resolution 10 on Second Reading

Senator Bracewell moved that Senate Rules 38 and 116 and Section 5 of Article III of the State Constitution be suspended and that H. C. R. No. 10 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—26

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Ratliff
Corbin	Roberts
Fly	Rogers
Fuller	of Childress
Hardeman	Rogers of Travis
Hazlewood	Secrest
Kazen	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis
McDonald	

Absent

Kelley	Phillips
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Absent—Excused

Lane	Weinert
Moffett	

The President laid before the Senate on its second reading:

H. C. R. No. 10, Relative to certain easements in the City of Houston.

The resolution was read the second time and was adopted.

Senate Resolution 81

Senator Martin, by unanimous consent, offered the following resolution:

Whereas, We are honored today to have in the gallery a group of thirteen (13) students from the Maypearl High School, of Maypearl, Texas, accompanied by Mrs. Bill Kirkpatrick, their sponsor; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, These fine young American citizens are here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly indorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Martin, by unanimous consent, presented the students and Mrs.

Kirkpatrick to the Members of the Senate.

(Senator Lock in Chair.)

House Bill No. 281 on Second Reading

Senator McDonald moved that Senate Rules 38 and 116 and Section 5 of Article III of the State Constitution be suspended and that H. B. No. 281 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—26

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Ratliff
Corbin	Roberts
Fly	Rogers
Fuller	of Childress
Hardeman	Rogers of Travis
Hazlewood	Secrest
Kazen	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis
McDonald	

Absent

Kelley Phillips

Absent—Excused

Lane Weinert
Moffett

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 281, A bill to be entitled "An Act providing open season in Kaufman County for hunting and killing pheasant; excepting the 'point' or 'Combine' community."

The bill was read second time and passed to third reading.

House Bill No. 281 on Third Reading

Senator McDonald moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 281 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin Ashley

Bracewell
Colson
Corbin
Fly
Fuller
Hardeman
Hazlewood
Kazen
Latimer
Lock
Martin
McDonald
Moore

Owen
Parkhouse
Ratliff
Roberts
Rogers
of Childress
Rogers of Travis
Secrest
Shireman
Strauss
Wagonseller
Willis

Absent

Kelley Phillips

Absent—Excused

Lane Weinert
Moffett

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Ratliff
Corbin	Roberts
Fly	Rogers
Fuller	of Childress
Hardeman	Rogers of Travis
Hazlewood	Secrest
Kazen	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis
McDonald	

Absent

Kelley Phillips

Absent—Excused

Lane Weinert
Moffett

Executive Session

On motion of Senator Aikin and by unanimous consent, the Senate agreed to hold an executive session at 11:00 o'clock a. m. today.

Accordingly, the Presiding Officer directed all those not entitled to attend the executive session of the Senate to retire from the Senate Chamber and instructed the Sergeant-at-Arms to close all doors leading from the Chamber.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the Senate had confirmed the following nominations of the Governor:

To be a member of the Board of Regents of the University of Texas for term to expire January 10, 1961: Dr. Merton Minter of San Antonio, Bexar County.

To be a member of the Board of Regents of the University of Texas for term to expire January 10, 1961: J. Lee Johnson, III, of Fort Worth, Tarrant County.

To be a member of the Board of Directors of Texas A. & M. College for term to expire January 10, 1961: A. E. Cudlipp of Lufkin, Angelina County.

To be a member of the Board of Directors of Texas A. & M. College for term to expire January 10, 1961: Price Campbell of Abilene, Taylor County.

To be a member of the Board of Directors of Texas A. & M. College to fill the unexpired term of H. L. Winfield, resigned, term to expire January 10, 1957: L. H. Ridout, Jr., of Dallas, Dallas County.

To be a member of the Board of Directors of Texas Technological College for six-year term to expire February 19, 1961: Douglas Orme of Big Spring, Howard County.

To be a member of the Board of Directors of Texas Technological College for six-year term to expire February 19, 1961: Evetts Haley of Canyon, Randall County.

To be a member of the Board of Directors of Texas Technological College for six-year term to expire February 19, 1961: Tom Lineberry of Kermit, Winkler County.

To be a member of the Texas Commission on Alcoholism to fill the unexpired term of W. S. Heatly, resigned, term to expire June 9, 1955: Jim Weymouth of Amarillo, Potter County.

To be a member of the Board of Directors of Texas A. & M. College for term to expire January 10, 1961: H. B. (Pat) Zachry of San Antonio, Bexar County.

In Legislative Session

The President Pro Tempore called

the Senate to order as in Legislative Session at 11:35 o'clock a. m. today.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
February 23, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 6, Granting Ben Brown of Bridge City, Orange County, Texas, permission to sue the State, etc.

H. C. R. No. 30, In memory of Crawford Benton Wardlaw.

H. C. R. No. 31, Instructing the Enrolling Clerk to make certain corrections in House Bill No. 104.

S. B. No. 70, A bill to be entitled "An Act constituting a local law for the maintenance of the public roads and highways in Navarro County by authorizing the county to issue certificates of indebtedness for the purpose of acquiring right of way for designated state highways or federal highways when the acquisition of such right of way is approved by the State Highway Commission; requiring the levy of a tax to pay such certificates to be approved by the Attorney General and registered by the Comptroller of Public Accounts and prescribing the effect thereof; enacting other provisions relating to the subject; and declaring an emergency."

S. B. No. 72, A bill to be entitled "An Act authorizing the Governor on behalf of the State of Texas, to execute the South Central Interstate Forest Fire Protection Compact; prescribing the text of said compact; providing an effective date for said compact; designating the State Forester as compact administrator for this State; providing rules governing appointments of certain members of the advisory committee established in said compact; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Adjournment

On motion of Senator Rogers of Travis, the Senate at 11:41 o'clock a. m. adjourned until 11:00 o'clock a. m. tomorrow.